



PATENT *TEW*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth; Keith A. Miesel Confirmation No. 8230  
Serial No.: 10/825,955 Docket No.: 1023-362US01  
Filed: April 15, 2004 Customer No.: 28863  
Examiner: Unknown Group Art Unit: 3736  
Title: COLLECTING ACTIVITY AND SLEEP QUALITY INFORMATION VIA  
A MEDICAL DEVICE

CERTIFICATE UNDER 37 CFR 1.8: I hereby certify that this correspondence is being deposited with the United States Post Service, as First Class Mail, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on September 26, 2005.

By: *Patricia Cigan*  
Name: PATRICIA CIGAN

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendments  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. This statement is being filed, to the best of Applicant's knowledge, before the receipt of a first Office Action on the merits.

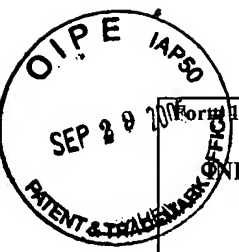
Applicant has enclosed a copy of each article cited and each foreign document cited. Copies of the U.S. patents and publications are not enclosed as this requirement has been waived by the U.S. Patent Office.

Respectfully submitted,

Date: 9/26/05

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<b>Form 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	<b>Docket Number:</b> 1023-362US01	<b>Application Number:</b> 10/825,955
	<b>Applicant:</b> Kenneth T. Heruth; Keith A. Miesel	
	<b>Filing Date:</b> April 15, 2004	<b>Group Art Unit:</b> 3736
	<b>Examiner Name:</b> Unknown	

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Issue/Document Publication Date	Name	Filing Date If Appropriate
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<b>EXAMINER</b>	<b>Date Considered</b>

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.